

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

UNITED STATES OF AMERICA,

v.

JASON SCALISE,

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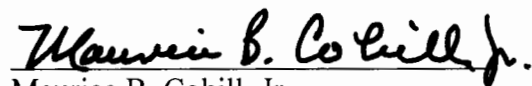
**Cr. No. 1:07-cr-00052 Erie
(Civ. No. 12-61 Erie)**

ORDER

Pending before the Court is Petitioner Jason Scalise's Motion to Vacate, Set Aside, or Correct Sentence Pursuant to 28 U.S.C. § 2255, filed at Criminal No. 07-52 Erie. ECF No. 86. An Evidentiary Hearing on the motion was set for Thursday, July 23, 2015 at 10:00 a.m. The parties have filed a joint request to resolve the motion to vacate and to proceed to a sentencing hearing. We will grant the request and set a sentencing hearing. Accordingly, the following Order is hereby entered.

AND NOW, to-wit, this 20th day of July, 2015, it is hereby ORDERED, ADJUDGED, and DECREED that the Joint Request to Resolve Motion to Vacate, Set aside, or Correct Sentence Pursuant to 28 U.S.C. § 2255 is GRANTED as follows.

1. Petitioner's Motion to Vacate Pursuant to 28 U.S.C. § 2255 is GRANTED.
2. The Judgment of Sentence entered August 6, 2009 is hereby VACATED.
3. A new Sentencing hearing is hereby set for **Thursday, September 17, 2015, at 10:00 a.m.** in Courtroom 8A, 8th Floor, United States Courthouse, 700 Grant Street, Pittsburgh, Pennsylvania.
4. The evidentiary hearing set for July 23, 2015 is CANCELLED.
5. The Parties may file a Position with Respect to Sentencing Factors no later than **August 27, 2015**. A party may file a response to the opposing party's Position with Respect to Sentencing Factors no later than **September 3, 2015**. A party may file supplemental information or a Sentencing Memorandum no later than **September 10, 2015**.



Maurice B. Cohill, Jr.
Senior United States District Judge